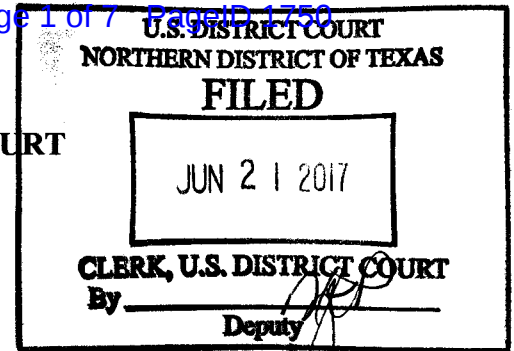


IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION



UNITED STATES OF AMERICA, )  
Plaintiff, )  
vs. )  
TOMMY BROWNING, )  
Defendant. )  
In the matter of Case No. 3:02-CR-245-H  
MOTION TO REDUCE THE TERM OF  
IMPRISONMENT PURSUANT TO 18 U.S.C.,  
subsection 3582 (c) (2)

**MOTION TO REDUCE THE TERM OF IMPRISONMENT PURSUANT TO 18 U.S.C.,**  
**Subsection 3582 (c) (2)**

Comes now, Tommy Browning, pro se, hereinafter Defendant, and moves this Court to reduce Defendant's term of imprisonment pursuant to 18 U.S.C. 3582 (c) (2), in accordance with Amendment 782 which became effective for retroactive application on July 18, 2014.

Defendant has no legal training in matters of law, and therefore asks this motion be construed in light of **Haines v. Kerner**, 409 U.S. 519, (1972), wherein it was decided that a pro se litigant's brief would not be held to the stringent standards of a licensed attorney.

In support of this motion thereof, Defendant offers the following: Defendant was arrested on August 21, 2002 by federal authorities and charged with conspiracy to manufacture and possess with intent to distribute a controlled substance in violation of 21 U.S.C., subsection 846. Defendant entered into a plea agreement in October of 2002.

Defendant was sentenced to a term of imprisonment of 210 months in July of 2003, which was the low end of the Sentencing Guideline range. In light of **Amendment 782**, Defendant respectfully requests that his Base Offense level be recalculated, and that his term of imprisonment be reduced accordingly.

In support of this request, Defendant alludes to the **Commentary Application Note 1(B) iii**, wherein it is stated that the Court may consider **post-sentencing conduct** of the Defendant that occurred after imposition of the original term of imprisonment in determining the Defendant's reduction of term of imprisonment. In light thereof, Defendant offers that he has demonstrated exceptional conduct during his fifteen years of incarceration.

During his incarceration, and since 2003, Defendant has both participated, and taught, and continues to teach self-development courses for the Education Department in order to help inmates improve their chances for successful re-entry into society. Defendant teaches the following courses:

- The Power of Positive Thinking
- How to Develop Self-Confidence
- A Guide to Confident Living
- Developing the Leader Within You
- Becoming A Person of Influence
- Leadership Gold
- A Winning Attitude
- Developing Leadership Quality;

And many more classes (**See Attachment A**, pages 1 and 2, highlighted in pink)

Defendant has also successfully completed six semesters of Theology classes which were provided through Christian Leadership University (**See Attachment A**, page 3, highlighted in green)

Defendant has successfully completed college-accredited courses in computer training, such as, "Introduction to Microsoft Office" and "Advanced Microsoft Office." (See Attachment A, page 3, highlighted in yellow).

**Further, defendant has maintained a perfect disciplinary record with zero incident reports.**

Wherefore, in light of the above and foregoing, defendant respectfully requests that his term of imprisonment be reduced by two levels in accordance with Amendment 782, as expressed herein.

**Declaration**

Pursuant to Title 28 U.S.C.A., I, the undersigned, declare under the penalty of perjury that the foregoing is true and correct.

Signed: Tommy Browning  
Tommy Browning

Respectfully submitted,

Tommy Browning  
Tommy Browning

**Certificate of Service**

This is to certify that the undersigned did file a true, correct, and complete copy of the foregoing **MOTION TO REDUCE THE TERM OF IMPRISONMENT PURSUANT TO 18 U.S.C., subsection 3582 (c) (2)** with the Clerk of Court by having this motion mailed by first-class mail, postage pre-paid, and having it deposited at the U.S. Post Office at 500 SW South Avenue in Blue Springs, Missouri, on this 15<sup>th</sup> day of June, 2017.

cc: Suzanna Ettesom,  
Assistant U.S. Attorney  
1100 Commerce Street  
Dallas, Texas 75242

Signed: Tommy Browning  
Tommy Browning

Department of Justice

Federal Bureau of Prisons

## INMATE SKILLS DEVELOPMENT PLAN

PROGRAM REVIEW: 12-01-2015

Missed: [Y,N]

Judicial Recommendations: None. / RDAP. / None.

Special Conditions of Supervision: Shall participate in substance abuse treatment and abstain from use of alcohol and drugs.

USPO Mitsi Westendorff, Chief  
 Sentencing: Texas Northern Probation Office  
 Earle Cabell Federal Building and United States  
 Courthouse  
 1100 Commerce Street Room 1329  
 Dallas, TX 75242  
 Phone/Fax: 214-753-2500 / 214-753-2570

USPO [POC]  
 Relocation: [District]  
 [Street Address/Suite]  
 [City], [State] [Zip]  
 Phone/Fax: [Phone] / [Fax]

Subject to 18 U.S.C. 4042(B) Notification: Y  
 • Conviction for a drug trafficking crime (federal)

DNA Required: Y - [Date]  
 Treaty Transfer Case: [Y,N]

Profile Comments:

EDUCATION DATA				
Facility	Assignment	Description	Start Date	Stop Date
GRE	ESL HAS	ENGLISH PROFICIENT	08-06-2003	CURRENT
GRE	GED EARNED	GED EARNED IN BOP	12-09-1987	CURRENT
COMPLETED EDUCATION COURSES				
Course Description			Completion Date	Course Hours
STUDY OF THE SPANISH LANGUAGE			01-13-2015	15
A TOUGH MINDED OPTIMIST			03-20-2015	20
GUIDE TO CONFIDENT LIVING			03-20-2015	16
HOW TO WIN FRIENDS			07-30-2014	20
HOW TO STOP WORRYING SPANISH			08-02-2014	20
POWER OF POSITIVE THINKING PT2			08-26-2014	20
POWER OF POSITIVE IMAGING			08-26-2014	20
DEVELOP SELF CONFIDENCE PT 2			08-26-2014	20
GRAMMAR BASICS			05-05-2014	20
SPANISH POWER/POSITIVE THINKIN			04-09-2014	20
POWER OF POSITIVE THINKING			04-09-2014	20
DEVELOP SELF CONFIDENCE			04-09-2014	20
BE A PEOPLE PERSON LEVEL 2			11-13-2013	20
BECOMING A PERSON OF INFLUENCE			11-16-2013	20
STUDY OF THE SPANISH LANGUAGE			12-26-2013	20
SPANISH LEADERSHIP GOLD LEVEL3			11-05-2013	20
DEVELOPING THE LEADER WITHIN			11-01-2013	20

Name: BROWNING, TOMMY JAMES

RegNo: 15614-077

LEADERSHIP GOLD LEVEL 3	10-28-2013	20
WINNING WITH PEOPLE LEVEL 3	10-28-2013	20
BE A PEOPLE PERSON COURSE	06-25-2013	20
DEVELOPING THE LEADER WITHIN	06-25-2013	20
BECOMING A PERSON OF INFLUENCE	06-23-2013	20
WINNING WITH PEOPLE LEVEL 3	06-27-2013	20
LEADERSHIP GOLD LEVEL 2	06-13-2013	20
DEVELOPING THE LEADER WITHIN	04-10-2013	16
WINNING WITH PEOPLE LEVEL 3	04-09-2013	18
LEADERSHIP GOLD	04-09-2013	18
5 LEVEL LEADERSHIP 2	01-05-2013	10
SPANISH LEADERSHIP GOLD LEVEL4	01-05-2013	9
LEADERSHIP GOLD LEVEL 4	01-05-2013	10
WINNING WITH PEOPLE LEVEL 2	01-04-2013	9
BE A PEOPLE PERSON LEVEL 2	01-04-2013	10
FITNESS/YOGA	10-25-2012	2
WINNING WITH PEOPLE LEVEL 3	09-27-2012	10
BE A PEOPLE PERSON COURSE	09-27-2012	10
LEADERSHIP GOLD LEVEL 3	09-27-2012	10
FIVE LEVELS OF LEADERSHIP	09-26-2012	10
LEADERSHIP GOLD LEVEL 2	07-03-2012	10
SPANISH LEADERSHIP GOLD LEVEL2	07-03-2012	10
BECOMING A PERSON OF INFLUENCE	04-19-2012	10
FIVE LEVELS OF LEADERSHIP	04-19-2012	10
SPANISH LEADERSHIP GOLD	04-19-2012	8
DEVELOPING THE LEADER WITHIN	04-19-2012	10
LEADERSHIP GOLD	04-19-2012	10
LEADERSHIP GOLD	12-09-2011	20
BE A PEOPLE PERSON	12-12-2011	20
COMPUTER LAB TYPING COURSE	01-06-2012	7
WINNING ATTITUDE	07-18-2011	20
21 IRREFUTABLE LAWS OF LEADERS	03-16-2011	20
WELLNESS FOR CHRONIC CARE	08-24-2011	35
DEVELOPING LEADERSHIP QUALITY	05-09-2011	22

Department of Justice

## INMATE SKILLS DEVELOPMENT PLAN

Federal Bureau of Prisons

PROGRAM REVIEW: 12-01-2015

DEVELOPING LEADERSHIP QUALITY	03-16-2011	20				
BASIC KEYBOARDING	12-30-2010	22				
RESOURCE CENTER ORIENTATION	11-23-2010	2				
WELLNESS FOR CHRONIC CARE	02-11-2010	35				
STUDY OF THE SPANISH LANGUAGE	08-26-2009	16				
MICROSOFT OFFICE ADVANCED	08-23-2007	200				
MICROSOFT OFFICE INTRO.	03-23-2007	200				
REMEDIAL READING/LANG	09-27-2006	28				
WELLNESS FOR CHRONIC CARE	05-04-2006	36				
WELLNESS FOR CHRONIC CARE	02-18-2006	13				
PM CALISTHENICS CLASS	07-14-2005	38				
THEOLOGY 107 FM CLU	04-18-2005	24				
SPEED READING COURSE	12-18-2004	18				
THEOLOGY 106 FM CLU	12-15-2004	40				
BASIC NUTRITION CLASS	11-16-2004	1				
THEOLOGY 104	10-12-2004	42				
MEMORY METHODS- ACE	09-15-2004	18				
COLLEGE THEOLOGY 3CLASS FM CLU	07-14-2004	30				
SPEED READING COURSE	06-12-2004	18				
CARDIOVASCULAR SYSTEM	05-19-2004	2				
THEOLOGY 102	04-21-2004	40				
THEOLOGY 101	12-31-2003	40				
TYPING LAB LEVEL 2	12-31-2003	20				
TYPING LAB LEVEL 1	12-30-2003	10				
HIGH TEST SCORES						
Test	Subtest	Score	Test Date	Test Fac	Form	State
Inmate has no score history items in this area						

WORK DATA				
Facility	Assignment	Description	Start Date	Stop Date
GRE	UNIT ORD2A	HOUSING UNIT 2(A) ORDERLY		CURRENT
WORK HISTORY				
Facility	Assignment	Work Assignment Description	Start Date	Stop Date



TOMMY BROWNING, 13614-077/H2A  
FEDERAL CORRECTIONAL INSTITUTION  
P.O. BOX 5000  
GREENVILLE, IL 62246

CERTIFIED MAIL



7017 0660 0000 5560 7907

U.S. POSTAGE  
PAID  
BLUE SPRINGS, MO  
64014  
JUN 15, 2017  
AMOUNT  
**\$7.29**  
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75242



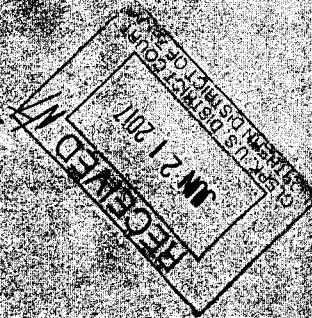
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RETURN RECEIPT  
REQUESTED

RETURN RECEIPT  
REQUESTED

LEGAL MAIL

Clerk of the Court  
Northern District of Texas  
Dallas Division  
1452 Earle Cabell Fed. Bldg.  
1100 Commerce Street  
Dallas, Texas  
75242-1003



RETURN RECEIPT  
REQUESTED

